

# EXHIBIT A

David Schulman – October 21, 2020

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1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF NEW YORK  
3 Master docket No. 18-MD-2865 (LAK)  
4 Case Nos. 18-cv-09505

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6 IN RE: )  
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CUSTOMS AND TAX ADMINISTRATION OF  
THE KINGDOM OF DENMARK (SKATTEFOR  
VALTNINGEN) TAX REFUND SCHEME  
LITIGATION,

REMOTE VTC VIDEOTAPED DEPOSITION UNDER ORAL

EXAMINATION OF

DAVID SCHULMAN

DATE: October 21, 2020

REPORTED BY: MICHAEL FRIEDMAN, CCR

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1 tax-exempt status.

2 MS. CAHAN: Just give me one  
3 moment. I think I might be finished.

4 MR. BLESSINGTON: Do you want to go  
5 off the record?

6 MS. CAHAN: No, I don't think so.  
7 I think I have no further  
8 questions, Mr. Schulman. Thank you very  
9 much for your patience. I know it's  
10 been a long day.

11 THE WITNESS: You're welcome.

12 MR. BLESSINGTON: Others may have  
13 questions.

14 THE WITNESS: Oh, I'm sorry, go  
15 ahead.

16 MR. BINDER: I have questions.

17  
18 EXAMINATION BY MR. BINDER:

19 Q Mr. Schulman, my name is Neil  
20 Binder with the law firm of Binder &  
21 Schwartz. We represent ED&F Man Capital  
22 Markets, Limited.

23 I think I will extend this by only  
24 a few minutes, so don't worry.

25 A Okay.

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1           Q     First thing I would like to do is  
2     to just show you a document. I'm not sure  
3     the best way -- how to mark it. I don't know  
4     what the convention is.

5           THE VIDEOGRAPHER: Stand by. The  
6     time is 4:37 p.m. and we're going off  
7     the record.

8           (Whereupon a discussion was held  
9     off the record.)

10          THE VIDEOGRAPHER: Stand by. The  
11     time is 4:28 p.m. and we're back on  
12     record.

13          MR. BINDER: This is 879.

14          (Whereupon the above mentioned was  
15     marked for Identification.)

16          Q     So we just put on the screen,  
17     Mr. Schulman, an exhibit. It's Exhibit 879.  
18     It's -- the Bates stamp is River 288 through  
19     290.

20                 We'll just scroll through the  
21     document, or I think you can scroll through  
22     the document. Really what I want to just ask  
23     you is to take a look at it, and then let me  
24     know if that's your signature on the last  
25     page.

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1           A     Okay. I have it cut off.

2                   MR. BLESSINGTON: Yeah, Neil, I  
3           apologize. We cannot see the last page  
4           down.

5                   THE WITNESS: I only see -- oh,  
6           wait.

7           Q     I think you have to use the "Next  
8           Page" tab on the left. You can't scroll all  
9           the way down.

10                  MR. BLESSINGTON: Okay. Got it. I  
11           see that over here.

12                  (Whereupon a discussion was held  
13           off the record.)

14           A     We're down to my signature, which  
15           looks to be my signature. No promises,  
16           but...

17           Q     Do you recognize that as your  
18           signature?

19           A     I can't say that for a hundred  
20           percent sure. This could have been a  
21           document that Stacey called and asked me if  
22           it was all right for her to sign for me,  
23           because I -- I don't know.

24           Q     So if it was signed, if you weren't  
25           the one who put the signature there, is it

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1 fair to say that Stacey Kaminer put your  
2 signature there with your authority?

3 A Yes.

4 Q Thank you. Okay. So that's all we  
5 have with that. Maybe we can take that down.

6 So Mr. Schulman, I just want to  
7 clarify an answer that you gave when  
8 Ms. Cahan was asking you earlier about shares  
9 that plans purchased and the issuing of  
10 dividends.

11 A Yes.

12 Q Do you recall that conversation  
13 with her?

14 A I -- I recall some of those words,  
15 but not the specific conversation, no.

16 Q I'm just going to read you back  
17 some of her questions and your answers. And  
18 then I'm just going to ask you to clarify, if  
19 you will.

20 A Okay.

21 Q So Ms. Cahan asked you:

22 "Question: But did you understand  
23 whether the stocks that the plans purchased  
24 would issue dividends?"

25 "Answer: I understood your

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1 question, but I don't have any knowledge of  
2 that, since I never knew what they were  
3 purchasing or when. "

4 "Question: Were you ever aware of  
5 the plans receiving dividends from stock that  
6 they had purchased?"

7 "Answer: Not that I know of. "

8 A Right.

9 Q That was the question-answer. And  
10 I just want to clarify.

11 When you said "not that I know of,"  
12 did you mean that you just don't know one way  
13 or the other whether the plans received  
14 dividends?

15 A I just had no knowledge of the  
16 transactions. I mean, I see all of these  
17 documents and everything, now that we're in  
18 the middle of this lawsuit. So obviously  
19 they bought stock and obviously there were  
20 dividends.

21 But I was answering did I know at  
22 that particular time, and I didn't. I had no  
23 involvement with the mechanics.

24 Q Right. I just want to -- you  
25 weren't saying that there were no dividends.

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1 You were just saying you didn't know at the  
2 time?

3 A I was not saying that there were no  
4 dividends.

5 Q Thank you. No further questions.

6 A Okay.

7 MR. BLESSINGTON: You know what?  
8 If I could just have -- could we go off  
9 the record for like five minutes? I  
10 just want to confer and I think we'll be  
11 done.

12 THE VIDEOGRAPHER: Stand by. The  
13 time is 4:33 p.m. and we're going off  
14 the record.

15 (Brief recess taken.)

16 THE VIDEOGRAPHER: Stand by. The  
17 time is 4:41 p.m. and we're back on  
18 record.

19 MR. BLESSINGTON: I have no  
20 questions for you, Mr. Schulman. So  
21 thank you for your time.

22 THE WITNESS: Okay.

23 MR. BLESSINGTON: I trust we're  
24 done?

25 MS. CAHAN: Yes, we are.